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**ATTACHMENT TO INTERVIEW OF JANUARY 30, 2009 SN 10/555,221**

Applicant contacted this Examiner on January 20, 2009 indicating that Applicant had approved of the proposed Examiner's Amendment for Allowance and will send a response which will place in condition the non-elected claims that will be in full compliance with the allowed claim 7. The claimed subject matter was indicated to be independent claims which contain the same subject matter which this Examiner will allow as long as there are no problems with the claims which will be rejoined.

**AMENDMENTS:**

**Claims 7-12 and 13-19 have been cancelled** drawn to the non-elected inventions without a proper traversal.

In **Claim 1, line 1, delete "A" and insert in its place** the following:

----- An encapsulated -----.

In **Claim 1, line 1, insert after "a" and before "polyhydroxyalkanoate"** the following:

----- mixture of -----.

Attorney Jason M. Okun will submit the Interview summary containing the claimed subject matter to be entered by Examiner's Amd along with the above amendment.

This Interview summary will be submitted either by itself or with the letter of allowance.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to HERBERT J. LILLING whose telephone

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number is 571-272-0918. The examiner can normally be reached on WORK AT HOME MAXIFLEX.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, JON WEBER can be reached on 571-272-0925. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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January 30 2009

/HERBERT J LILLING/  
Primary Examiner Art Unit 1657

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**EXAMINER'S AMENDMENT**

An examiner's Amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the Issue Fee.

**The Amendments to the claims as indicated in the Interview Summary containing a copy of all of the amendments have been approved which are contained in the attached scan copy for the claims 1-21 which underlined are the approved changes.**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to HERBERT J. LILLING whose telephone number is 571-272-0918. The examiner can normally be reached on WORK AT HOME MAXIFLEX.

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February 02, 2009

/HERBERT J LILLING/  
Primary Examiner, Art Unit 1657